

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION**

BELL SEMICONDUCTOR, LLC,

Plaintiff,

v.

TEXAS INSTRUMENTS
INCORPORATED

Defendant.

Civil Action No. 4:23-cv-609-ALM

JURY TRIAL DEMANDED

**JOINT NOTICE AND MOTION TO MODIFY SCHEDULING ORDER
RE: CLAIM CONSTRUCTION DEADLINES**

Plaintiff Bell Semiconductor LLC (“Bell Semic”) and Defendant Texas Instruments Incorporated (“TI” and, collectively with Bell Semic, the “Parties”) ask the Court to extend the time to comply with certain claim construction deadlines entered in the case, as shown in the chart below. The Parties have not previously requested an extension of time related to these deadlines.

Good cause exists for granting the extension of time, including an intervening change of circumstances since the Scheduling Order was entered. Plaintiff’s expert, Dr. Joseph Bernstein, lives in Israel and was unavailable for a deposition during the claim construction discovery period. The Parties therefore seek a ten-day extension of the claim construction briefing deadlines and submission of the technology synopsis. These extensions will still result in the Court receiving all materials by October 4, 2024, in time for the claim construction hearing on October 15, 2024.

<u>OLD Date</u>	<u>NEW Date</u>	<u>Event</u>
Aug. 8, 2024	No Change	Completion date for discovery on claim construction (P.R. 4-4).
Aug. 16, 2024	Aug. 26, 2024	Opening claim construction brief (P.R.4-5(a)).
Sept. 17, 2024	Sept. 27, 2024	Submit technology synopsis (both hard copy and disk).
Aug. 30, 2024	Sept. 9, 2024	Responsive claim construction brief (P.R. 4-5(b)).
Sept. 6, 2024	Sept. 16, 2024	Reply claim construction brief (P.R. 4-5(c)).
Oct. 4, 2024	No Change	Parties to file joint claim construction and chart (P.R. 4-5(d)). Parties shall work together to agree on as many claim terms as possible.
Oct. 15, 2024	No Change	Claim construction hearing at 9:00 am at the Paul Brown United States Courthouse, 101 E. Pecan Street, Sherman, Texas.

This change should not require further alterations of the Court's schedule.

The Parties also hereby provide the Court notice that, in view of Dr. Bernstein's situation, the Parties have agreed to the following:

1. The Parties will forego depositions of the experts who submitted declarations regarding claim construction in this case.
2. Neither party will mention or use the absence of a deposition in its briefing or any arguments relating to claim construction.

Dated: August 8, 2024

/s/ Chad Henson

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**ATTORNEYS FOR DEFENDANT
TEXAS INSTRUMENTS
INCORPORATED**

CERTIFICATE OF CONFERENCE

Pursuant to Local Rule CV-7(h), the parties met and conferred regarding the foregoing motion on August 7, 2024. No party is opposed to the relief requested.

/s/ Chad Henson
Chad Henson

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a). This document is also served on all counsel who are deemed to have consented to electronic service. Local Rule CV-5(a)(3)(A).

/s/ Chad Henson
Chad Henson